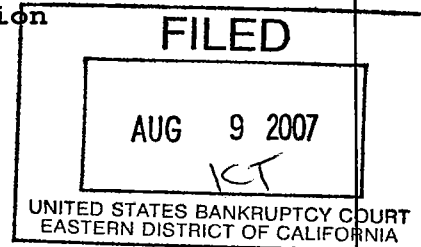


These Findings of Fact and Conclusions of Law
Are Not Appropriate for Publication



UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA

In re
DDJ, LLC,

Case No. 05-10002-A-7
DC No. JF-7

Debtor.

FINDINGS OF FACT AND CONCLUSIONS OF LAW
REGARDING MOTION FOR RELIEF FROM STAY

A hearing was held August 8, 2007, on the motion for relief from stay filed by Joe Flores in pro se. Connie Flores joined in the motion in pro se. No opposition to the motion was filed. This matter is core under 28 U.S.C. § 157(b)(2)(G). This memorandum¹ contains findings of fact and conclusions of law required by Federal Rule of Bankruptcy Procedure 7052 and Federal Rule of Civil Procedure 52.

The motion seeks relief from the automatic stay for Joe and Connie Flores to proceed in two actions pending in the United States District Court for the Eastern District of California. Those actions are CIV-F-99-5878 ("Flores I") and CIV-F-04-6405

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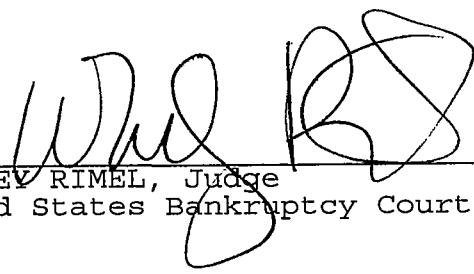
1 ("Flores II").

2 This chapter 7 case was filed in 2005. The principal
3 creditor in the case is Joe Flores. He now seeks relief from
4 stay to litigate two actions in district court in which the
5 bankruptcy estate may claim an interest. However, the bankruptcy
6 estate has not opposed this motion. The bankruptcy estate of a
7 companion case, DDJ, Inc., (No. 05-10001) is participating in the
8 district court litigation with Mr. Flores.

9 Based on the lack of opposition by the chapter 7 trustee in
10 this case and on the length of time that this chapter 7 case has
11 been pending, the court concludes and finds that there is cause
12 for relief from the automatic stay. Nothing herein consists of
13 any finding or conclusion about the ownership of any claim for
14 relief in either Flores I or Flores II. Further, nothing in
15 these findings should be deemed to alter or amend any previous
16 findings made by the court with respect to the ownership of any
17 claim for relief in Flores I or Flores II. The court has
18 determined to grant relief from stay at this time to Mr. Flores
19 based on cause, solely because of the lengthy pendency of this
20 chapter 7 case and the lack of opposition.

21 A separate order will issue.

22
23 DATED: August 9, 2007

24 
25 WHITNEY RIMEL, Judge
26 United States Bankruptcy Court
27
28